

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48917 of 2023

Arising Out of PS. Case No.-97 Year-2023 Thana- CHHATAUNI District- East Champaran

LALAN SAH @ LALAN SHAH Son of Kailash Sah Resident of village -
Bara Bariyarpur (Near Gov. Middle School), P.S. - Chhatauni, Distt. - East
Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mirityunjay Kumar, Advocate
For the Opposite Party/s : Mr.Rajendra Nath Jha, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 04-08-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

2. Heard learned counsel for the petitioner and learned
A.P.P for the State.

3. The petitioner has preferred this application for grant
of regular bail in connection with Chhatauni P.S. Case No. 97 of
2023 dated 17.02.2023 registered for the offences punishable u/ss
341, 323, 307, 504, 506 read with Section 34 of the Indian Penal
Code.

4. As per the prosecution case, the petitioner and the
co-accused persons are alleged to have come and started assaulting
the informant and his son causing head injuries. It is further
alleged that the accused persons always used to consume liquor



and abused and threatened them to kill to grab her land.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. There is land dispute between the parties. It is further submitted that the petitioner has no concern with the alleged offence. Nothing has been recovered from the possession of the petitioner. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 19.05.2023.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Motihari, East Champaran in connection with Chhatauni P.S. Case No. 97 of 2023 with the condition :-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, his bail bonds



are liable to be cancelled.

8. The application stands allowed.

(Chandra Prakash Singh, J)

Gautam/-

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